

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

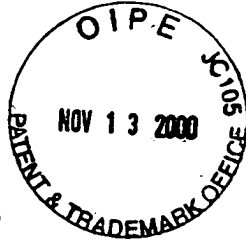
In re Application of:

AUGUSTINE ET AL

Serial No.: 09/334,160

Filed: June 16, 1999

Title: SYSTEM AND METHOD FOR TREATMENT OF HYPOTHERMIA



Group Art Unit: 3739

Examiner: J. Ram

Docket No.: AUGA01000014

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**TERMINAL DISCLAIMER**

Your Petitioner, AUGUSTINE MEDICAL, INC., represents that, by virtue of an Assignment recorded in the United States Patent and Trademark Office on April 13, 1992, at Reel 6082, Frame 0560, it is the owner of the entire right, title and interest in and to United States Patent Application Serial No. 09/334,160. Your petitioner, AUGUSTINE MEDICAL, INC., hereby disclaims the terminal part of any patent granted on United States Patent Application Serial No. 09/334,160 which would extend beyond the expiration date of United States Patent No. 5,184,612 and hereby agrees that any patent so granted on United States Patent Application Serial No. 09/334,160 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent Nos. 5,184,612; 5,300,102 & 5,324,320, this agreement to run with any patent granted on United States Patent Application Serial No. 09/334,160 to be binding upon the grantee, its successors or assigns.

I have reviewed the evidentiary documents concerning ownership of United States Patent Application Serial No. 09/334,160 and United States Patent Nos. 5,184,612; 5,300,102 & 5,324,320 and, to the best of my knowledge and belief, they establish the entire right, title, and interest to United States Patent Application Serial No. 09/334,160 and to United States Patent Nos. 5,184,612; 5,300,102 & 5,324,320 in AUGUSTINE MEDICAL, INC.

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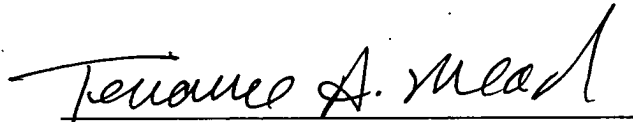
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103806-156303

I, TERRANCE A. MEADOR, have the power of attorney from the inventors, and I am authorized to sign this Terminal Disclaimer on behalf of AUGUSTINE MEDICAL, INC.

A check in the amount of \$55.00 is enclosed to cover the applicable fee. The Commissioner is hereby authorized to charge any deficit, or credit any overpayment, to Deposit Account No. 07-1895. A duplicate of this paper is enclosed.

Dated: *9 November 2000*



TERRANCE A. MEADOR

Reg. No. 30,298

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